

The Plaintiffs are therefore granted to and including September 24, 2009, to submit the remaining balance of three hundred and eleven dollars (\$311) to the Office of the Clerk or to request to proceed *in forma pauperis*. The Clerk is directed to assign a civil cause number to the

case and to randomly assign it to a District Judge and this Magistrate Judge.¹ All further filings are to be made under the cause number: 1:09-cv-253. The Clerk is also directed to send one copy of this order and *in forma pauperis* application to Orva E. Miller at his last known address and one copy each to Wilma P. Miller at her last known address.

In the event the Plaintiffs do not, by September 24, 2009, seek to pursue the case *in forma pauperis*, or submit the \$311 balance, the case may be summarily dismissed.

SO ORDERED.

Enter for this 10th day of September, 2009

/S/ Roger B. Cosbey
Roger B. Cosbey,
United States Magistrate Judge

¹As noted above, the Court has re-cast the caption so that it appears more conventionally than as styled by the Plaintiffs.